S.B. CRIMINAL MISC. PETITION NO.585/2007
(Ishwar Lal vs. State of Rajasthan & Anr.)

Date :: 02.05.2007

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr.M.K. Garg, for the petitioner.
Mr.Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioner.

In this case during the trial petitioner has moved an application for summoning defence witnesses. According to the petitioner those witnesses were essential for just decision. The application filed by the petitioner was decided by the learned trial court and the prayer for summoning the defence witnesses while issuing notices was rejected. It was observed in the order that petitioner may produce those witnesses at his own accord.

I have perused the impugned order.

In these circumstances, the impugned order is set aside to the extent of allowing the petitioner to produce the defence witnesses in his own accord and learned trial court is directed to issue summons to those witnesses who were named by the petitioner as defence witnesses in his application.

Ordered accordingly. The criminal misc. petition is disposed.

{GOPAL KRISHAN VYAS}, J.

A.K. Chouhan/-